(2) Name of system. Acreage including British lands

1.	Kunnamkattupathy	3,464.90½
2.	Thembaramadakku	4,973.66¾
3.	Moolathura	7,707.37½

(3) Vide answer to sub-division (1).

(4) The amounts spent in 1109 were

1.	Kunnamkattupathy	Rs. 995
2.	Thembaramadakku	Rs. 570
3.	Moolathura including Nurni	Rs. 914

(5) The amounts realised in 1109 were

1.	Kunnamkattupathy	Rs. 3,861—10— 8
2.	Thembaramadakku	Rs. 6,666— 8—10
3.	Mulathura	Rs. 4,139— 3— 4.

Mr. A. Eachara Menon.—Am I to understand that only a sum of Rs. 6000 was the water cess at the time of the Settlement?

Mr. V. K. Aravindaksha Menon.—I want notice.

Mr. A. Eachara Menon.—From the question it is clear that the amount of Rs. 8,000 is the water cess collected from the new reclamation.

Mr. V. K. Aravindaksha Menon.—We cannot say exactly.

Nirvaram—collection of.

322. Mr. A. Sivarama Menon.—Will the Government be pleased to state:—

(1) the total acreage of conversion from (a) paramba into single crop land, (b) paramba into double crop land, effected in Chittur Taluk by landholders since the Revenue Settlement;

(2) whether the Government have collected what was called Nirvaram at the rate of five rupees and ten rupees per acre according as the pattadars gave or refused to give a kychit agreeing to pay Nirvaram;

(3) the total amount collected up to date under this head; and

(4) whether virtually such collections are not in contravention of the terms of the Settlement Proclamation issued by His Highness the Maharaja?

Mr. K. Achyutha Menon.—

(1) (a) Single crop land (b) Double crop land.

A.	C.	A.	C.
575.24		598.09¾	

(2) Yes.

LIBRARY ARCHIVES Kerala Legislative Assembly

(3) The figures from 1098 to 1109 are available. The total amount collected during those years is Rs. 74,405—8—3.

(4) No.

Mr. A. Sivarama Menon.—With regard to the 4th clause I simply wanted to know whether these collections will not virtually come to be a levy and hence a violation of the Settlement Proclamation the term of the Proclamation being that during a period of 30 years if a paramba is converted into Nilom there would not any fresh levy. But now an amount is collected as *Neervaram*, in some cases Rs. 5 and in some others Rs. 10. I ask whether it is not virtually a violation of the Proclamation.

Mr. K. Achyutha Menon.—I don't think the collection of *Neervaram* will go against the Settlement Proclamation. The Settlement Proclamation does not compel the Government to give water. Even assuming that the settlement is for 30 years all that it meens is that if you carry on cultivation with the existing facilities the Government will not enhance the tax. The Settlement Proclamation does not hold out a promise that if you convert your paramba into *nilom* they will give you water free.

Mr. A. Sivarama Menon.—The settlement Proclamation says that if during the 30 years for which the Proclamation stands good a paramba is converted into nilom there would no fresh levy of land revenue. There is a conversion subsequently. Now there is a compulsory levy at the rate of Rs. 10. My question is whether this complusory levy is not virtually something done in contravention of the Proclamation.

Mr. K. Achyutha Menon.—It is not a levy of tax. It is the levy of penal cess for water taken unauthorisedly from the Sirkar System.

Mr. A. Sivarama Menon.—Does that penal cess come under the clause I referred to in the Proclamation. Is there any course which will enable any ryot to escape this payment?

Mr. K. Achyutha Menon.—There is a distinction. The settlement Proclamation simply says that a certain land is settled as paramba and if with existing conditions you use it as *myal* nilom you are not liable to pay more tax. The Government have got certain irrigation systems at Chittur which give water to new conversions made with the consent of the Government and after giving notice in writing to the Diwan Peishkar. If they have taken permission for the use of water and executed a kychit we charge only Rs. 5. But if they take water unauthorisedly we assess a penal levy of Rs. 10.

LIBRARY ARCHIVES Kerala Legislative Assembly

Mr. A. Sivarama Menon.— I am not taking the case where there is any room for penal assessment. I am only taking the case of reclamation and conversion of parambas into double crop lands where cultivation is carried on without asking for water.

Mr. K. Achyutha Menon.—In that case we do not colllect any assessment.

Mr. A. Sivarama Menon.— Will the Government be pleased to state on what ground penal assessment is levied?

Mr. K. Achyutha Menon.—On the ground that water is taken unauthorisedly from the Sirkar Systems. That is found in page 182 of the Land Revenue Manual. It is under section 360 that Rs. 10 is levied.

Mr. A. Sivarama Menon.— Now, the position is clear and by a concrete illustration, I will make the point still more clear. Here, there is already a double crop land. Adjoining it, there is a paramba which is converted from paramba into nilom after the settlement and cultivation goes on. There is no request for water by the yot. He is able to carry on the cultivation and still the result is that Government levies under the said clause, penal assessment, simply because water which was already stored in the existing fields are used incidentally and inevitably.

Mr. K. Achyutha Menon.—That is a question of law, whether when water is taken to conversions from water stored in fields can be taxed or not. My belief is such taking can be taxed.

Mr. A. Sivarama Menon.—Is it possible in cases like this to make use of the paramba and convert it into a second crop land and then still be within the Proclamation?

Mr. K. Achyutha Menon.— If water is taken from the Government system directly or indirectly, under the rules they will be liable to pay such an assessment.

Proposals for industrializing the country.

323. **Mr. K. M. Ibrahim.**—Will the Government give a full account of their proposals for industrializing the country completely?

Mr. K. Achyuta Menon.—(a) Opening of new Industrial Schools wherever necessary.

(b) Opening new Industries wherever there is scope for them.

LIBRARY ARCHIVES Kerala Legislative Assembly